## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

TATEISHI et al.

Application No.: 10/577,375

Filed: February 12, 2007

Conf. No.: 6219 Art Unit: 1651

Examiner: Irene Marx

Atty. Docket No.: 09-164-US

FUNGUS HAVING ACTIVITY OF CONTROLLING DISEASE OF GRAMINEOUS PLANT, CONTROLLING AGENT USING THE SAME, METHOD OF CONTROLLING AND BIOLOGICAL MATERIAL

## VIA EFS

Commissioner for Patents P.O. BOX 1450 Alexandria, VA 22313-1450

## AMENDMENT AND RESPONSE TO OFFICE ACTION

Sir:

In response to the non-final Office Action dated February 23, 2010, Applicants respond

as follows, wherein:

Specification Amendments begin on page 2;

Claim Amendments begin on page 3;

and Remarks begin on page 5.

CERTIFICATE OF AUTHORIZATION/ELECTRONIC FILING  This paper (along with any referred to as being attached or enclosed) is being electronically filed with the U.S. Patent and Trademark Office by the below-named person under the authority of the undersigned agent/attorney of record on the date below.			